REMARKS

Applicant, by the amendments presented above, has made a concerted effort to present claims which more clearly define over the prior art of record, and thus to place this case in condition for allowance.

Currently, claims 6-14, 18-50, 54-56, 85 and 86 are pending. Claims 85 and 86 were added in this Amendment. Claims 15-17 and 51-53 were canceled without prejudice in this Amendment. Claims 1-5 and 57-84 were canceled in this Amendment and Applicants reserve the right to file divisional applications on these claims.

Allowable Subject Matter

The Examiner indicated that claims 21-37 are allowed, and that claims 12, 13, 15-17, 19, 20, 48-53, 55 and 56 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Independent claim 6 has been amended to include the limitations previously provided in claim 17, except that "speech synthesizing means" has been changed to "speech synthesizer". Independent claim 38 has been amended to include the limitations previously provided in claim 53, except that "speech synthesizing means" has been changed to "speech synthesizer". Applicant submits that this change does not effect the allowability of claims 6 and 38.

Reconsideration and allowance is requested.

Claims 12, 13, 19 and 20 have been rewritten in independent form and include all of the limitations found in claim 6 prior to the present Amendment. Applicant submits that these claims are in condition for allowance.

Claim 21 which had been found to be allowable has been amended to avoid a possible §112 rejection of the dependent claims.

Claims 48, 49, 55 and 56 have been rewritten in independent form and include all of the limitations found in claim 38 prior to the present Amendment. Applicant submits that these claims are in condition for allowance.

The remaining pending claims are dependent upon one of these independent claims.

Therefore, Applicants submit that these dependent claims are in condition for allowance.

Reconsideration and allowance is requested.

Claim Rejections - 35 U.S.C. §102

Claims 6-10, 14, 18, 38-47 and 54 were rejected under 35 U.S.C. §102(b) as being anticipated by United States Patent No. 5,992,742 to Sullivan et al. Independent claims 6 and 38 have been amended to contain subject matter which the Examiner found to be allowable.

Therefore, Applicants submit that this rejection is moot.

Information Disclosure Statements

Applicants submitted Information Disclosure Statements on April 3, 2002, June 20, 2001, June 18, 2001 and April 12, 2001. Copies of the Information Disclosure Statements are enclosed, along with copies of the return postcards received from the United States Patent and Trademark Office indicating that the Information Disclosure Statements were received. Because these Information Disclosure Statements were timely submitted, consideration of same is requested and return of the initialed Form PTO 1449 is requested.

In view of the above Amendments and Remarks, Applicant respectfully submits that the claims of the application are allowable over the rejections of the Examiner. Should the Examiner have any questions regarding this Amendment, the Examiner is invited to contact one of the undersigned attorneys at (312) 704-1890.

Respectfully submitted,

Dated: 23, 2004

Raiford A. Blackstone, Jr., Reg. No. 25,156

Linda L. Palomar, Reg. No. 37,903

TREXLER, BUSHNELL, GIANGIORGI BLACKSTONE & MARR, LTD.

105 W. Adams Street Suite 3600 Chicago, Illinois 60603 (312) 704-1890

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.:	09/761,935)
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FOR CHAI DETI REGA	ARATUS AND METHOD INFORMATION LLENGED PERSONS TO ERMINE INFORMATION ARDING PHARMACEUTICAL TAINER LABELS	first class mail in an envelope Assistant Commissioner for Patents, Wa 20231, on Dated Dated
Applicant:	David RAISTRICK and Philip RAISTRICK))
Group Art Un	it: Not yet assigned) \
Attorney Doc	ket No.: 1766/39027 Case 1A-CIP	,))

INFORMATION DISCLOSURE STATEMENT

Asst. Commissioner for Patents Washington, D.C. 20231

Sir:

In accordance with Applicant's duty of candor under 37 CFR §1.56 and in compliance with 37 CFR §1.97 and §1.98, Applicant is not aware of any material prior art but, in an abundance of caution and candor, Applicant submits the present Information Disclosure Statement and Form PTO-1449. Copies of the listed references are enclosed herewith.

This Information Disclosure Statement is being filed within three months of filing the application and before receipt of a first Office Action, and constitutes a bona fide attempt to comply with 37 CFR §1.97 and §1.98.

In accordance with 37 CFR §1.97, the presentation of this information shall not be construed as a representation that a search has been made or that no other material information as defined in 37 CFR §1.56 exists, or as an admission that the information cited in this statement is, or is considered to be, material to patentability as defined in 37 CFR §1.56.

Respectfully submitted,

Dated: 4/12/01

Raiford A. Blackstone Reg. 25,156 Linda L. Palomar Reg. 37,903 Paige A. Kitzinger Reg. 45,219

TREXLER, BUSHNELL, GIANGIORGI, BLACKSTONE & MARR, LTD.

105 W. Adams Street, 36th Floor

Chicago, Illinois 60603

(312) 704-1890



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U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

1766/39027 ATTY. DOCKET NO. Case 1A-CIP SERIAL NO.

09/761,935

INFORMATION DISCLOSURE STATEMENT

APPLICANT: David Raistrick and Philip Raistrick **BY APPLICANT** (Use several sheets if necessary) FILING DATE: January 17, 2001 Not Yet Assigned U.S. PATENT DOCUMENTS *EXAMINE FILING DATE SUB R INITIAL DOCUMENT NUMBER DATE NAME CLASS CLASS APPROPRIATE 5 0 01/05/93 0 Coats 5 02/22/94 Rudick et al. 8 06/07/94 Obata 5 3 0 9 2 08/23/94 Sandor. 5 3 5 7 3 09/13/94 Maestre 5 04/18/95 Weinberger 5 0 0 04/25/95 Bard et. al. 9 6 03/05/96 Maestre **FOREIGN PATENT DOCUMENTS** TRANSLATION SUB DOCUMENT NUMBER COUNTRY DATE CLASS YE\$ NO OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.) Article from http://wearables.bly.org entitled "Re: Bar Code Search Engine" by David Covin, dated December 12, 1999 (one Press Release from www.connectthings.com entitled "Fast Path to Patient-Fass on the Web" dated December 9, 1999 (one page) Article from Braille Forum published by the American Council of the Blind entitled "Mastering the Code to Independence" by Nolan Crabb dated June 1998 (three pages) Article from U.S. News & World Report entitled "Doctoring a Sickly System" by Joseph P. Shapiro, dated December 13, 1999 (two pages) **EXAMINER DATE CONSIDERED** *EXAMINER: Initial if ditation considered, whether or not ditation is in conformance with MPEP 609; Draw line through ditation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Sheet 3 of 5 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE Form PTO-1449 1766/39027 ATTY, DOCKET NO. SERIAL NO. 09/761,935 (Rev. 2-83) Case 1A-CIP INFORMATION DISCLOSURE STATEMENT APPLICANT: David Raistrick and Philip Raistrick **BY APPLICANT** (Use several sheets if necessary) FILING DATE: January 17, 2001 GROUP Not Yet Assigned **U.S. PATENT DOCUMENTS** *EXAMINE R INITIAL FILING DATE IF APPROPRIATE SUB DOCUMENT NUMBER DATE NAME CLASS CLASS 6 6 04/28/98 Higham et al. 5 Chappell 5 7 6 6 0 05/12/98 5 8 0 5 0 5 09/08/98 Herrmann et al. 5 8 0 6 09/22/98 Barbour 5 8 0 09/22/98 Lion et al. 5 2 6 2 10/20/98 Lerner 5 3 8 2 4 11/17/98 8 Andrews 9 0 8 11/17/98 Daberko et al. **FOREIGN PATENT DOCUMENTS** TRANSLATION SUB DOCUMENT NUMBER DATE COUNTRY CLASS CLASS YES NO OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.) **EXAMINER** DATE CONSIDERED *EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Case 1A-CIP 1766/39027

April 12, 2001 RAB/LLP/PAK/tes

Applicants:

David RAISTRICK and Philip RAISTRICK

Serial No.:

09/761,935

For:

APPARATUS AND METHOD FOR INFORMATION

CHALLENGED PERSONS TO DETERMINE

INFORMATION REGARDING PHARMACEUTICAL

CONTAINER LABELS

Filed:

January 17, 2001

Enclosed: INFORMATION DISCLOSURE STATEMENT; Form PTO-1449; Forty (40) cited references; Certificate of First Class Mailing;

APR 1 6 2001

and this postcard.

Receipt Acknowledged:

F/U: 05/12/01

HON. COMMISSIONER FOR # # TENTS:

Kindly stamp card with date of receipt of attached material and return to attorneys of record.



TREXLER, BUSHNELL, GIANGIORGI, BLACKSTONE & MARR, LTD.
105 WEST ADAMS STREET---SUITE 3600
CHICAGO, IL 60603



CREXIER, BUSHNELL, GIANGIORGI & BLACKSTOME LTD.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

09/761,935 Serial No.: Filed: January 17, 2001 Art Unit: 2876 Examiner: Not yet assigned APPARATUS AND For: METHOD FOR INFORMATION CHALLENGED PERSONS TO DETERMINE INFORMATION REGARDING **PHARMACEUTICAL** CONTAINER LABELS Applicant: RAISTRICK ET AL.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on:

Date of Deposit:

To Deposit.

Atty Docket No.:1766/39027/1A-CIP)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Asst. Commissioner for Patents Washington, D.C. 20231

Sir:

In accordance with Applicant's duty of candor under 37 CFR §1.56 and in compliance with 37 CFR §1.97 and §1.98, Applicant is not aware of any material prior art but, in an abundance of caution and candor, Applicant submits the present Supplemental Information Disclosure Statement. A copy of the listed reference is included herewith. This Supplemental Information Disclosure Statement and the enclosure constitute a bona fide attempt to comply with 37 CFR §1.97 and §1.98.

In accordance with 37 C.F.R. §1.97, the presentation of this information shall not be construed as a representation that no other material information as defined in 37 C.F.R. §1.56 exists, or as an admission that the information cited in this statement is, or is considered to be material to patentability as defined in 37 C.F.R. §1.56.

This Supplemental Information Disclosure Statement is being filed before the receipt of a first Office Action. Therefore, it is believed that no fee is required. However, should the



Examiner believe a fee is required, the United States Patent and Trademark Office is hereby authorized and requested to charge the fee to the deposit account of the undersigned firm, Account No. 20-1495.

Respectfully submitted,

Dated: April 3, 2002

Raiford A. Blackstone, Reg. No. 25,156 Linda L. Palomar, Reg. No. 37,903 TREXLER, BUSHNELL, GIANGIORGI, BLACKSTONE & MARR, LTD.

105 W. Adams Street, 36th Floor Chicago, Illinois 60603 (312) 704-1890

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Examiner:	Not Yet Assigned)
Art Unit:	2876)
Attorney Ref	: 1766/39027/1A-CIP)

Thereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on <u>June 18</u>, 2001.

iffany E. Sexton

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Asst. Commissioner for Patents Washington, D.C. 20231

Sir:

In accordance with Applicant's duty of candor under 37 CFR §1.56 and in compliance with 37 CFR §1.97 and §1.98, Applicant is not aware of any material prior art but, in an abundance of caution and candor, Applicant submits the present Information Disclosure Statement. A copy of each of the listed references is included herewith. This Information Disclosure Statement and the enclosures constitute a bona fide attempt to comply with 37 CFR §1.97 and §1.98.

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This Information Disclosure Statement is being filed before receipt of a first Office Action and within three (3) months of the citation of these references by the Examiner in the parent application Serial No. 09/490,681. Therefore, it is believed that no fee is required.



However, should the Examiner believe a fee is required, the U.S. Patent and Trademark Office is hereby authorized and requested to charge the fee to the deposit account of the undersigned firm, Account No. 20-1495.

Respectfully submitted,

Ву:

Dated: June 18, 2001

Raiford A. Blackstone, Jr., Reg. No. 25,156 Linda L. Palomar, Reg. No. 37,903 TREXLER, BUSHNELL, GIANGIORGI, BLACKSTONE & MARR, LTD.

105 W. Adams Street, 36th Floor Chicago, Illinois 60603 (312) 704-1890

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Case 1A-CIP 1766/39027

June 18, 2001 RAB/LLP/tes

Applicant:

Raistrick et al.

For:

APPARATUS AND METHOD FOR INFORMATION

CHALLENGED PERSONS TO DETERMINE INFORMATION REGARDING PHARMACEUTICAL CONTAINER LABELS

Serial No.:

09/761,935

Filed:

January 17, 2001

Enclosed: INFORMATION DISCLOSURE STATEMENT; Form PTO-1449; four cited references; Certificate of Mauring; and this postcard.

Receipt Acknowledged:_

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F/U: 07/18/01

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial	No.:	09/761,935)				
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Applic	ant:	David Raistrick and)				
		Philip Raistrick)				
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Atty Docket No.: 1766/39027							

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Asst. Commissioner for Patents Washington, D.C. 20231

Sir:

In accordance with Applicant's duty of candor under 37 CFR §1.56 and in compliance with 37 CFR §1.97 and §1.98, Applicant is not aware of any material prior art but, in an abundance of caution and candor, Applicant submits the present Information Disclosure Statement. A copy of each of the listed references are included herewith. Also enclosed is a copy of the International Search Report from the corresponding PCT application PCT/US01/02162. This Information Disclosure Statement and the enclosures constitute a bona fide attempt to comply with 37 CFR §1.97 and §1.98.

In accordance with 37 C.F.R. §1.97, the presentation of this information shall not be construed as a representation that no other material information as defined in 37 C.F.R. §1.56 exists, or as an admission that the information cited in this statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56.



This Information Disclosure Statement is being filed before receipt of a first Office Action and within three months of the date of the International Search Report. Therefore, it is believed that no fee is required. However, should the Examiner believe a fee is required, the U.S. Patent and Trademark Office is hereby authorized and requested to charge the fee to the deposit account of the undersigned firm, Account No. 20-1495.

Respectfully submitted,

Dated: June 20, 2001

Raiford A. Blackstone, Jr., Reg. No. 25,156

Linda L. Palomar, Reg. No. 37,903

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105 W. Adams Street, 36th Floor

Chicago, Illinois 60603

(312) 704-1890



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1766/39027 Case 1A-CIP

SERIAL NO. 09/761,935

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(Use several sheets if necessary)

FILING DATE: January 17, 2001

APPLICANT: David Raistrick and Philip Raistrick

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Case 1A-CIP 1766/39027

June 20, 2001 RAB/LLP/tes

Applicant:

Raistrick et al.

For:

APPARATUS AND METHOD FOR INFORMATION

CHALLENGED PERSONS TO DETERMINE INFORMATION REGARDING PHARMACEUTICAL CONTAINER LABELS

Serial No.:

09/761,935

Filed:

January 17, 2001

JUN 2 5 2001

Enclosed: SUPPLEMENTAL INFORMATION SCLOSURE STATEMENT; Form PTO-1449; five cited references; PCT International Search Report; Certificate of Mailing; and this postcard.

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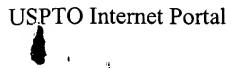
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. 09/761,935 Apparatus and method for information challenged persor information regarding pharmaceutical container labels

Application Data	Transaction History	Image File Wrapper	Continuity Published Publication Data Documents Dates	
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Date	Contents Descript
12-23-2003	Mail Non-Final Rejection
12-15-2003	Non-Final Rejection
10-03-2003	Date Forwarded to Examiner
09-18-2003	Response to Election / Restriction Filed
09-18-2003	Request for Extension of Time - Granted
08-01-2003	Mail Restriction Requirement
07-31-2003	Requirement for Restriction / Election
04-12-2002	Information Disclosure Statement (IDS) File
04-24-2002	Case Docketed to Examiner in GAU
04-23-2002	Case Docketed to Examiner in GAU
04-01-2002	Case Docketed to Examiner in GAU
06-25-2001	Information Disclosure Statement (IDS) File
06-21-2001	Information Disclosure Statement (IDS) File
04-16-2001	Information Disclosure Statement (IDS) File
08-06-2001	Application Dispatched from OIPE
05-18-2001	Application Is Now Complete
05-18-2001	Application Is Now Complete
05-02-2001	Correspondence Address Change
03-27-2001	IFW Scan & PACR Auto Security Review
02-05-2001	IFW Scan & PACR Auto Security Review
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Case 1A-CIP 1766/39027

March 23, 2004 RAB/LLP/alm

Serial No.:

09/761,935

Filed:

January 17, 2001

For:

APPARATUS AND METHOD FOR INFORMATION

CHALLENGED PERSONS TO DETERMINE

INFORMATION REGARDING PHARMACEUTICAL

CONTAINER LABELS

Inventor:

RAISTRICK et al.

Enclosed: RESPONSE TO THE OFFICE ACTION OF DECEMBER 23, 2003; Form PTO-1083 (in duplicate); Check in the amount of \$86.00; Copy of four Information Disclosure Statements and return postcards; Certificate of Express

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Case 1A-CIP 1766/39027

April 3, 2002 RAB/LLP/tes

Applicants:

RAISTRICK ET AL.

Serial No.:

09/761,935

For:

APPARATUS AND METHOD FOR INFORMATION

CHALLENGED PERSONS TO DETERMINE

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Case 1A-CIP 1766/39027 RAB/LLP/alm March 23, 2004 1766/39027 Case 1A-CIP RAB/LLP/alm March 23, 2004

Serial No.: 09/761,935

January 17, 2001

For: APPARATUS AND METHOD FOR INFORMATION

CHALLENGED PERSONS TO DETERMINE

INFORMATION REGARDING PHARMACEUTICAL

CONTAINER LABELS

Inventor: RAISTRICK et al.

Enclosed: RESPONSE TO THE OFFICE ACTION OF DECEMBER 23, 2003;

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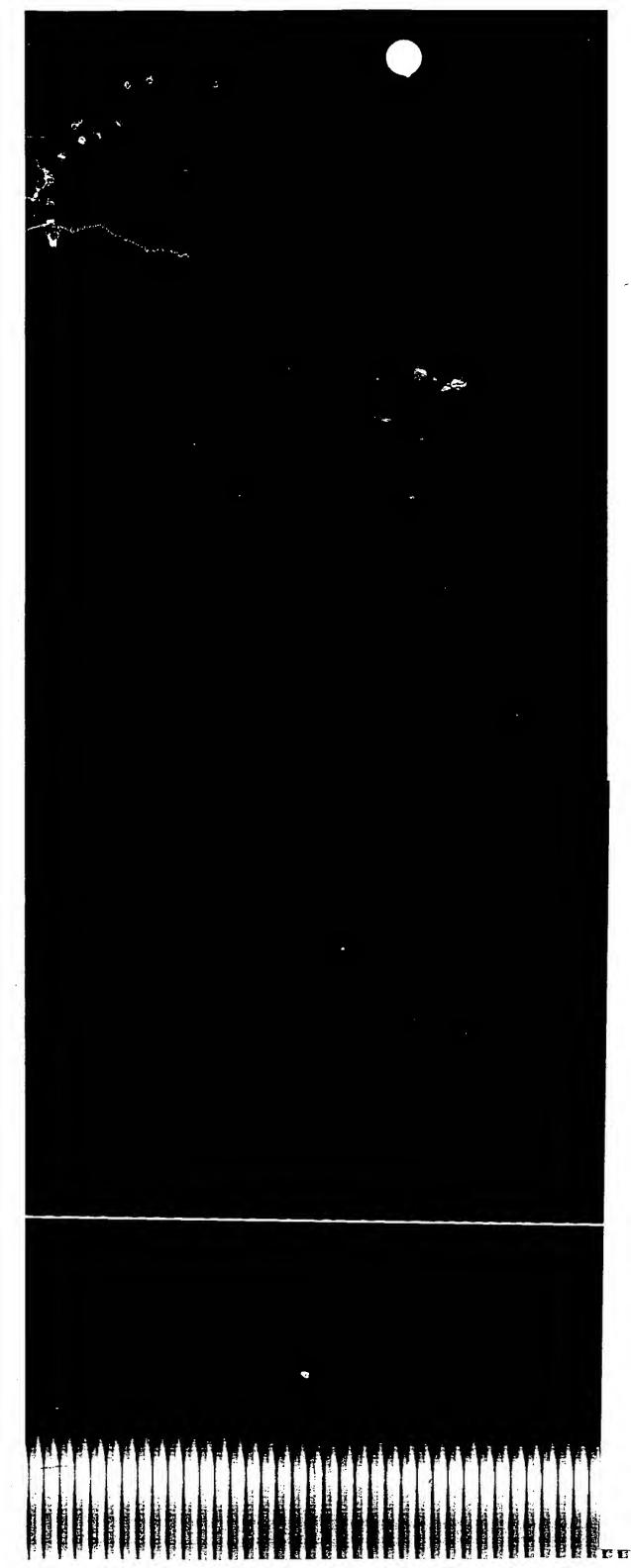
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